

REMARKS

Responsive to the office action dated June 9, 2003, reconsideration and allowance of newly added independent claim 15 and dependent claims 16-21 is respectively requested.

The specification has been amended to correct a minor informality therein.

The Pan reference discloses a phone kit arrangement for allowing a cell phone user to operate the device hands-free in a vehicle.

The kit is powered by a connection to the conventional vehicle cigarette lighter 10 enabling the cellular phone 2 to be recharged. A jack 4 connects, inter alia, cell phone 2 to the cigarette lighter 10. Figure 7 shows a holder 92 in which the cellular phone 2 can be positioned. Although Pan does not describe cigarette lighter 18 in detail, it is apparent that it is the conventional cigarette lighter present in most, if not all, automobiles and similar vehicles. A separate, dashboard mounted cigarette lighter is clearly not contemplated.

New independent claim 15 sets forth that the cigarette lighter utilized to charge the battery pack for the cell phone or the cell phone itself is through a separate power source mounted on the top surface of the dashboard. This enables the cell phone to be mounted on the dashboard without visible and dangling wire connections thus maintaining the vehicle interior appearance. In addition, claim 15 recites a cell phone which can be positioned to view the interior or exterior of the vehicle.

It is clear under the patent law that in order to reject claims as being anticipated by a prior art reference under 35 U.S.C. § 102, every element and limitation of the claimed invention must be found in a single prior art reference (see Brown v. 3M, 60 USPQ2d 1375, 1376 (Fed. Cir. 2001). Thus, it is clear that a rejection under 35 U.S.C. 102(e) would be

inapplicable to newly added independent claim 15 since Pan does not disclose a cigarette lighter outlet on the top surface of the vehicle dashboard nor does Pan disclose a cell phone, the position of the cell phone being angularly adjustable.

In view of the above, it is believed claim 15 is not anticipated by Pan or made obvious in view of the teachings of Pan.

Dependent claims 16-21, dependent on claim 15, should be allowable, inter alia, for the reasons advanced for the allowability of independent claim 15. In addition, claim 16 recites that the power source comprises a first cigarette lighter outlet, claim 17 adds a second cigarette lighter outlet on the front of the dashboard, claim 18 sets forth that the frame includes a separate power source, claim 19 recites that the cell phone is connected to the first cigarette lighter outlet via the charging means, claim 20 recites that the adjusting means is coupled to the connecting means and claim 21 sets forth that the cell phone includes a camera, all features, when combined with the apparatus set forth in claim 15, which are not suggested by Pan.